



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/552,424	07/05/2006	Jeff Chen	EX04-020C-US	6678
63572	7590	09/13/2010	EXAMINER	
MCDONNELL BOEHNEN HULBERT @ BERGHOFF LLP			JEAN-LOUIS, SAMIRA JM	
300 SOUTH WACKER DRIVE			ART UNIT	PAPER NUMBER
SUITE 3100			1627	
CHICAGO, IL 60606				

MAIL DATE	DELIVERY MODE
09/13/2010	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



UNITED STATES DEPARTMENT OF COMMERCE
U.S. Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450

APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10552424	7/5/2006	CHEN ET AL.	EX04-020C-US

EXAMINER

SAMIRA JEAN-LOUIS

ART UNIT	PAPER
----------	-------

1627 20100907

DATE MAILED:

Commissioner for Patents

This is to inform applicant that the species election of compound 173 made in the response to election restriction on 02/12/10 is non-responsive. While applicant elected compound 173 as the species to be examined in Group I, the Examiner would like to point out that compound 173 which contains a carbocycle ring at position X is not encompassed by the generic formula I of claim I. Attention is directed to the definition of X which requires X to be N-R3 wherein R3 is H, alkyl, optionally substituted alkyl or aryl or aryl C1-C6 alkyl or heterocycl or heterocycl C1-C6 alkyl. Since X cannot be a carbocycl ring, such election is considered to be non-responsive. Applicant is therefore required to elect a particular species of the general compound of formula I as disclosed in claim 1.

/SREENI PADMANABHAN/
Supervisory Patent Examiner, Art Unit 1627